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UAW NUMMI RETIREE SUPPLEMENTAL
HEALTH INSURANCE PLAN

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ROBERT FERNANDEZ,

Plaintiff,

v.

UAW-NUMMI RETIREE SUPPLEMENTAL
HEALTH INSURANCE PLAN,

Defendant.

Case No. CV 09 2488 CRB

**STIPULATION TO EXTEND
DEFENDANT'S TIME TO
RESPOND TO THE COMPLAINT**

[CIVIL L.R. 6-1]

Ctrm: 8, 19th Floor
Judge: Hon. Charles R. Breyer

Date Action Filed: June 4, 2009
Trial: None Set

Pursuant to Civil Local Rule 6-1, plaintiff Robert Fernandez and defendant UAW NUMMI Retiree Supplemental Health Insurance Plan ("UAW NUMMI") through their undersigned counsel, hereby stipulate as follows:

WHEREAS, this action was filed in this Court on June 4, 2009 at which time Plaintiff filed his Complaint for ERISA Benefits ("Complaint");

WHEREAS, UAW NUMMI was served with a Notice of Lawsuit and Request to Waive Service of Summons on June 9, 2009;

WHEREAS, UAW NUMMI served its Waiver of Service of Summons On Complaint on July 9, 2009;

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sf-2723163

1 WHEREAS, the deadline for UAW NUMMI to answer or otherwise respond to the
2 Complaint is August 8, 2009;

3 WHEREAS, the parties have agreed to an extension until September 11, 2009, for UAW
4 NUMMI to answer or otherwise respond to the Complaint;

5 WHEREAS, there have been no prior extensions of time to respond to the Complaint;

6 WHEREAS, an extension of time for UAW NUMMI to answer or otherwise respond to
7 the Complaint will not alter any other deadlines or events in this action;

8 Pursuant to Local Rule 6-1(a), IT IS HEREBY STIPULATED AND AGREED by the
9 parties, through their counsel, that UAW NUMMI shall have to and including
10 September 11, 2009, to answer or otherwise respond to the Complaint.

11 Dated: August 10, 2009

12 PAUL BORDEN
13 ERIC A. TATE
14 MORRISON & FOERSTER LLP

15 By: s/ Eric A. Tate
16 ERIC A. TATE

17 Attorneys for Defendant
18 UAW NUMMI RETIREE
19 SUPPLEMENTAL HEALTH
20 INSURANCE PLAN

21 Dated: August 10, 2009

22 LAW OFFICES OF
23 LAURENCE F. PADWAY

24 By: s/ Laurence F. Padway
25 LAURENCE F. PADWAY

26 Attorneys for Plaintiff
27 ROBERT FERNANDEZ

